

ShawPittman LLP

A Limited Liability Partnership Including Professional Corporations

TONY LIN
202.663.8452
tony.lin@shawpittman.com

ORIGINAL

October 26, 2004

RECEIVED

OCT 26 2004

Federal Communications Commission
Office of Secretary

Via Courier

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

**Re: EX PARTE SUBMISSION
WT Docket 03-66; Amendment of Parts 1, 21, 73, 74, and 101 of the
Commission's Rules to Facilitate the Provision of Fixed and Mobile
Broadband Access, Educational and Other Advanced Services in the
2150-2162 and 2500-2690 GHz Bands**

Dear Ms. Dortch:

On October 25, 2004, Nicholas Mastroilli and Henry Zachs, each of NY3G Partnership ("NY3G"), and Bradley Holmes, a consultant, met with Commissioner Michael Copps and Paul Margie, regarding the above-referenced proceeding.

NY3G talked about its current efforts to provide wireless broadband service to the New York City area. The parties discussed the proposals in the Commission's *Further Notice of Proposed Rulemaking*, and NY3G's ongoing negotiations with Trans Video Communications, Inc., the grandfathered ITFS licensee in New York City. The parties also discussed the proposals that NY3G had previously raised in this proceeding, including the assignment of low-power channels to MMDS licensees and high-power channels to grandfathered ITFS licensees.

Attached is a copy of the diagram distributed at the meeting.

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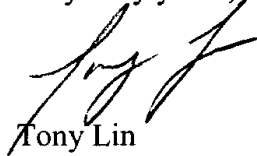
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Marlene H. Dortch
October 26, 2004
Page 2

Please direct any questions regarding this matter to the undersigned.

Very truly yours,

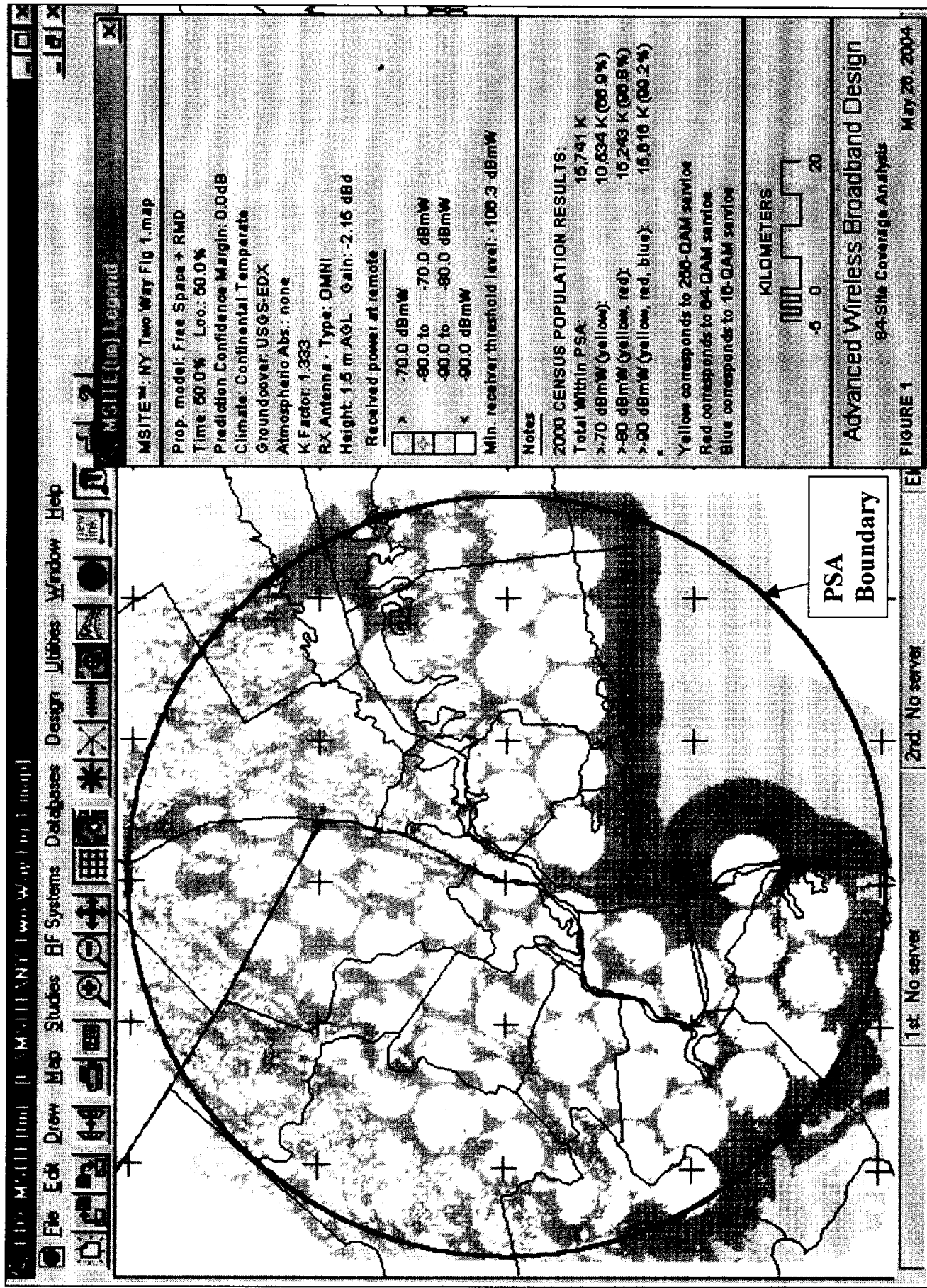


Tony Lin
Counsel for NY3G Partnership

Attachment

cc: (without attachments)
Commissioner Michael Copps
Paul Margie

Document #: 1439937 v.1



MSITEM: NY Two Way Fig 1.map

Prop. model: Free Space + RMD
Time: 60.0% Loc.: 60.0%
Prediction Confidence Margin: 0.0dB
Climate: Continental Temperate
Groundcover: USGS-EDX
Atmospheric Abs.: none
K Factor: 1.333
RX Antenna - Type: OMNI
Height: 1.5 m AGL Gain: -2.16 dBd
Received power at remote

>	-70.0 dBmW
>	-80.0 to -70.0 dBmW
>	-90.0 to -80.0 dBmW
<	-90.0 dBmW

Min. receiver threshold level: -106.3 dBmW

Notes

2000 CENSUS POPULATION RESULTS:
Total Within PSA: 15,741 K
>70 dBmW (yellow): 10,634 K (68.9%)
>80 dBmW (yellow, red): 15,243 K (96.8%)
>90 dBmW (yellow, red, blue): 15,016 K (95.2%)
Yellow corresponds to 250-QAM service
Red corresponds to 64-QAM service
Blue corresponds to 16-QAM service



Advanced Wireless Broadband Design
84-Site Coverage Analysis

PSA
Boundary

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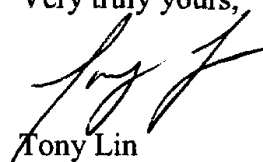
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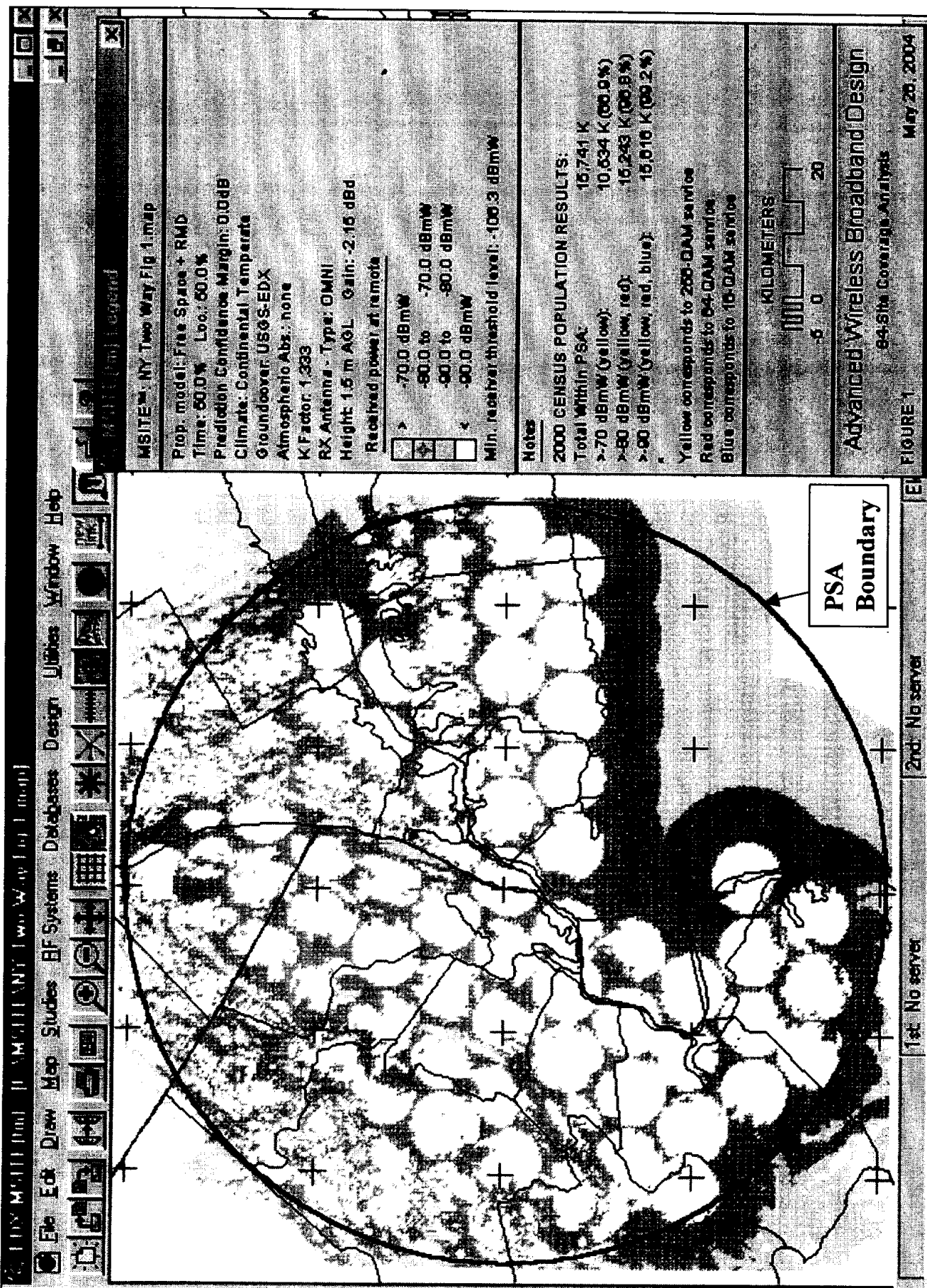


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Counsel for NY3G Partnership

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Paul Margie

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Advanced Wireless Broadband Design

94-Site Coverage Analysis

May 20, 2004

FIGURE 1

2nd: No server

1st: No server